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UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

ROBERT WHITE

Civ. No. **CV 10-3035**

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Plaintiff,

COMPLAINT: CIVIL RIGHTS

v.

VIOLATIONS

JEFF ILES and MIKE MASON

(42 U.S.C. Sec. 1983)

Defendants.

DEMAND FOR JURY TRIAL

I. INTRODUCTION

1.1 Plaintiff seeks compensatory and punitive damages for violation of his right to be free from

1- COMPLAINT: CIVIL RIGHTS VIOLATIONS (42 U.S.C. Sec. 1983) DEMAND FOR JURY TRIAL

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unlawful and unreasonable search and seizure guaranteed by the Fourth Amendment to the United States Constitution.

II. JURISDICTION

2.1 Jurisdiction exists for plaintiff's claims pursuant to 28 U.S.C. Sec. 1331 and 1343.

III. PARTIES

3.1 Plaintiff is a resident of the city of Cave Junction, in Josephine County, Oregon.

3.2 Defendants were at all material times employed as deputies of the Josephine County Sheriff's Office, and were acting under the color of state law.

IV. FACTUAL ALLEGATIONS

4.1 On April 26, 2008, defendants came to the home of plaintiff Robert White.

4.2 Defendant Mason unlawfully entered and searched plaintiff's home. Defendant Mason found no evidence of a crime having been committed.

4.3 Defendants subsequently arrested plaintiff in his home without probable cause.

V. CLAIMS FOR RELIEF

5.1 Defendants' conduct was in violation of plaintiff's right to be free of unreasonable search and seizure, guaranteed by the Fourth Amendment to the United States Constitution, for which he seeks compensation pursuant to 42 U.S.C. Sec. 1983.

VI. PRAYER FOR RELIEF

6.1 Plaintiff prays for judgment against defendants for compensatory and punitive damages in an amount to be determined at trial.

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6.2 Plaintiff further prays for reasonable attorney fees, and his costs incurred herein.

Plaintiff requests a jury trial.



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3- COMPLAINT: CIVIL RIGHTS VIOLATIONS (42 U.S.C. Sec. 1983) DEMAND FOR JURY TRIAL

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